

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: HARRY S. SOWDEN, et al. Confirmation No. 7973

Serial No.: 11/743,364 Art Unit: 1722

Filed : December 22, 2003 Examiner: Robert B. Davis

For : SYSTEMS, METHODS AND APPARATUSES FOR MANUFACTURING DOSAGE FORMS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**

Dear Sir:

Your Petitioner, OMJ IRELAND LTD., an Irish company having an office at Edificio "G", Parque Industrial Angora, Bairoa, Caguas 00726 Puerto Rico represents that it is the Assignee of the entire right, title and interest in and to the subject matter disclosed in the above-captioned patent application by virtue of an assignment from MCNEIL-PPC, Inc., a corporation of the State of New Jersey, having a registered office at 199 Grandview Avenue, Skillman, New Jersey 08558. MCNEIL-PPC, Inc. acquired its rights from the inventors as evidenced by the assignment recorded at Reel 012725, Frame 0830, in the United States Patent and Trademark Office.

Your Petitioner, OMJ IRELAND LTD., hereby disclaims, under the provisions of 35 USC 253 and 37 CFR 1.321 and 3.73, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of any patent so granted on application Serial No. 10/734,337 and shall be enforceable only for and during such period that the legal title of any patent granted in the instant application shall be the same as the legal title to any patent granted on the '337

Application; this agreement to run with any patent granted on instant application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, OMJ IRELAND LTD. does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term of any patent granted on the '337 Application, as the term of any patent granted on the '337 Application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending '337 Application, in the event that any such patent granted in the '337 Application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed or terminally disclaimed, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Terminal Disclaimer fee of \$130.00 will be authorized via EFS during the E-filing process.

Respectfully submitted,

OMJ IRELAND LTD.

/David R. Crichton/

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